

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

In re:

FRIAR TUCK INN OF CATSKILLS, INC.,

Debtor.

Case No. 09-13312
(Chapter 11)
(Jointly Administered)

NOTTINGHAM VILLAGE
DEVELOPMENT CORP.,

Debtor.

Case No. 09-13311
(Chapter 11)

**OBJECTION OF ULSTER SAVINGS BANK TO RCI, LLC MOTION
TO DISMISS CHAPTER 11 PROCEEDING OF DEBTOR
NOTTINGHAM VILLAGE DEVELOPMENT CORP.**

Ulster Savings Bank, by its attorneys, Hodgson Russ LLP, as and for its Objection to the Motion to Dismiss the Chapter 11 Proceeding of Debtor Nottingham Village Development Corp., filed by RCI, LLC, alleges:

1. Ulster Savings Bank is a creditor of Nottingham Village Development Corp.
2. Upon information and belief, the Motion is untimely and should be dismissed.
3. The Motion was filed and served on February 23, 2010 and returnable on March 10, 2010, which is fifteen (15) days' notice.
4. Bankruptcy Rule 2002 requires at least twenty (20) days' notice of Motions to Dismiss.
5. Furthermore, upon information and belief, Local Rules have recently been amended to require 28 days' notice of Motions.

6. Accordingly, the Motion to Dismiss of RCI, LLC is untimely and should be denied.

WHEREFORE, Ulster Savings Bank seeks an Order from this Court denying the Motion to Dismiss Chapter 11 Proceeding of Debtor Nottingham Village Development Corp. filed by RCI, LLC, and awarding whatever and further relief the Court deems just and proper.

DATED: March 1, 2010

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